IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 13TH NOVEMBER 2007 / 22ND KARTHIKA 1929

Bail Appl..No. 6871 of 2007()

AGAINST THE ORDER IN BA.6347/2007
CRIME NO.342/2007 OF VANCHIYOOR POLICE STATION
.....

PETITIONER:

SAJESH,AGED 24 YEARS
S/O.SIVASANKARAPILLA
POOVANTHUMVILA,KOTTARAKARA TALUK.

BY ADV. SRI.A.T.ANILKUMAR

RESPONDENT:

CIRCLE INSPECTOR OF POLICE
VANCHIYOOR POLICE STATION, REP. BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

= = = = = = = = = = = = = =

B.A.No. 6871 of 2007

= = = = = = = = = = = = = =

Dated this the 13th day of November, 2007

ORDER

Second application for regular bail. Petitioner faces allegations for offences punishable, inter alia, under Sections 120 B and 392 IPC. The alleged incident took place on 21.9.07. The petitioner was arrested on 27.9.07. He continues in custody from that date.

2. An earlier application for regular bail filed by the petitioner was dismissed as per order dated 22.10.07 in B.A.No.6347/2007. I have adverted the facts in detail in the said order. I am not hence adverting to facts in any greater detail in this order. This order must be read in continuation of the said order.

3. The learned Public Prosecutor opposes the application. Considering the criminal antecedents of the petitioner and the totality of circumstances, the State is obliged to oppose the application for regular bail even now, submits the learned Public Prosecutor. Investigation is not complete. Cognizance has not been taken, submits the learned Public Prosecutor.

4. Having considered all the relevant inputs, including the nature and gravity of the allegations, the criminal antecedents of the petitioner, and the stage of investigation, I am satisfied that the prayer of the petitioner deserves to be rejected even now. The Investigator deserves to be granted further time to complete the investigation.

5. In the result, this petition is dismissed. However, I may hasten to observe that the petitioner shall be at liberty to move this Court or the Sessions Court for bail again at a later stage of investigation not at any rate prior to 27.11.07. The Investigator shall, in the meantime, make every endeavour to complete the investigation.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE